

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:19-cv-00540-KPF**

The New York Times Company, et al v. Department of Transportation
Assigned to: Judge Katherine Polk Failla
Cause: 05:552 Freedom of Information Act

Date Filed: 01/18/2019
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff

The New York Times Company,

represented by **David Edward McCraw**
The New York Times Company (10018)
620 Eighth Avenue
New York, NY 10018
(212) 556-4031
Fax: (212) 556-1009
Email: mccraw@nytimes.com
ATTORNEY TO BE NOTICED

Plaintiff

Benjamin Protess

represented by **David Edward McCraw**
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

Department of Transportation

represented by **Andrew Edward Krause**
United States Attorney's Office, SDNY
86 Chambers Street, 3rd Floor
New York, NY 10007
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
01/18/2019	<u>1</u>	COMPLAINT against Department of Transportation. (Filing Fee \$ 400.00, Receipt Number ANYSDC-16212138) Document filed by The New York Times Company,, Benjamin Protess.(McCraw, David) (Entered: 01/18/2019)
01/18/2019	<u>2</u>	CIVIL COVER SHEET filed. (McCraw, David) (Entered: 01/18/2019)
01/18/2019	<u>3</u>	RULE 7.1 CORPORATE DISCLOSURE STATEMENT. Identifying Other Affiliate BlackRock Inc. for The New York Times Company,. Document filed by The New York Times Company,.(McCraw, David) (Entered: 01/18/2019)
01/18/2019	<u>4</u>	FILING ERROR – DEFICIENT PLEADING – SUMMONS REQUEST PDF ERROR – REQUEST FOR ISSUANCE OF SUMMONS as to Department of Transportation, re: <u>1</u> Complaint. Document filed by Benjamin Protess, The New York Times Company,. (McCraw, David) Modified on 1/22/2019 (jgo). (Entered: 01/18/2019)
01/22/2019		CASE OPENING INITIAL ASSIGNMENT NOTICE: The above-entitled action is assigned to Judge Katherine Polk Failla. Please download and review the Individual Practices of the assigned District Judge, located at http://nysd.uscourts.gov/judges/District . Attorneys are responsible for providing courtesy copies to judges where their Individual Practices require such. Please

		download and review the ECF Rules and Instructions, located at http://nysd.uscourts.gov/ecf_filing.php . (jgo) (Entered: 01/22/2019)
01/22/2019		Magistrate Judge James L. Cott is so designated. Pursuant to 28 U.S.C. Section 636(c) and Fed. R. Civ. P. 73(b)(1) parties are notified that they may consent to proceed before a United States Magistrate Judge. Parties who wish to consent may access the necessary form at the following link: http://nysd.uscourts.gov/forms.php . (jgo) (Entered: 01/22/2019)
01/22/2019		Case Designated ECF. (jgo) (Entered: 01/22/2019)
01/22/2019		***NOTICE TO ATTORNEY REGARDING DEFICIENT REQUEST FOR ISSUANCE OF SUMMONS. Notice to Attorney David Edward McCraw to RE-FILE Document No. <u>4</u> Request for Issuance of Summons. The filing is deficient for the following reason(s): the PDF attached to the docket entry for the issuance of summons is not correct. The incorrect PDF was selected; Re-file the document using the event type Request for Issuance of Summons found under the event list Service of Process – select the correct filer/filers – and attach the correct summons form PDF. (jgo) (Entered: 01/22/2019)
01/22/2019	<u>5</u>	REQUEST FOR ISSUANCE OF SUMMONS as to Department of Transportation, re: <u>1</u> Complaint. Document filed by Benjamin Protess, The New York Times Company., (McCraw, David) (Entered: 01/22/2019)
01/23/2019	<u>6</u>	ELECTRONIC SUMMONS ISSUED as to Department of Transportation. (dnh) (Entered: 01/23/2019)
01/30/2019	<u>7</u>	NOTICE OF INITIAL PRETRIAL CONFERENCE: This case has been assigned to me for all purposes. It is hereby ORDERED that counsel for all parties appear for an initial pretrial conference with the Court on April 2, 2019, at 4:30 p.m., in Courtroom 618 of the Thurgood Marshall Courthouse, 40 Foley Square, New York, New York, and as further set forth in this Order. So ordered. (Initial Conference set for 4/2/2019 at 04:30 PM in Courtroom 618, U.S. Courthouse, 40 Centre Street, New York, NY 10007 before Judge Katherine Polk Failla). (Signed by Judge Katherine Polk Failla on 1/30/2019) (rjm) (Entered: 01/30/2019)
02/15/2019	<u>8</u>	NOTICE OF APPEARANCE by Andrew Edward Krause on behalf of Department of Transportation. (Krause, Andrew) (Entered: 02/15/2019)
03/06/2019	<u>9</u>	ANSWER to <u>1</u> Complaint. Document filed by Department of Transportation.(Krause, Andrew) (Entered: 03/06/2019)
03/21/2019	<u>10</u>	JOINT LETTER addressed to Judge Katherine Polk Failla from David E. McCraw dated March 21, 2019 re: Initial Pretrial Conference. Document filed by Benjamin Protess, The New York Times Company.,(McCraw, David) (Entered: 03/21/2019)
03/21/2019	<u>11</u>	MEMO ENDORSEMENT on re: <u>10</u> Letter filed by Benjamin Protess, The New York Times Company. Application GRANTED. The parties are hereby ORDERED to submit a joint status letter on or before April 26, 2019. If the parties are still contemplating motion practice as of that date, the parties are directed to comply with the Court's Individual Rules and, in addition to the joint status letter, submit pre-motion letters on or before April 26, 2019. The Initial Pretrial Conference is hereby ADJOURNED to April 30, 2019, at 10:30 a.m. If the parties submit pre-motion letters, the Initial Pretrial Conference will also serve as a pre-motion conference. SO ORDERED. (Signed by Judge Katherine Polk Failla on 3/21/2019) (Initial Conference set for 4/30/2019 at 10:30 AM before Judge Katherine Polk Failla.) (ks) (Entered: 03/21/2019)
03/27/2019	<u>12</u>	LETTER MOTION to Adjourn Conference <i>currently scheduled for April 30, 2019</i> addressed to Judge Katherine Polk Failla from Andrew E. Krause dated March 27, 2019. Document filed by Department of Transportation.(Krause, Andrew) (Entered: 03/27/2019)
03/27/2019	<u>13</u>	ORDER granting <u>12</u> Letter Motion to Adjourn Conference. Application GRANTED. The Initial Pretrial Conference is hereby ADJOURNED to Friday, May 10, 2019, at 4:00 p.m. SO ORDERED. (Initial Conference set for 5/10/2019 at 04:00 PM before Judge Katherine Polk Failla.) (Signed by Judge Katherine Polk Failla on 3/27/2019) (anc) (Entered: 03/27/2019)